IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

Wednesday, the sixth day of April
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 7482 of 2005

Between:

P.Rajender, S/o. late Prabhulingam,
Sultanpally Village, Shamshabad Mandal, R.R.District. **... PETITIONER**

AND

1 The Asst. Commissioner of Police, Rajendranagar, R.R.District.
2 The Station House Officer, Shamshabad Police Station,
Shamshabad, R.R.District.
3 Mylaram Balaiah, S/o. Bouwaiah,
Sultanpally Village, Shamshabad Mandal,
R.R.District.
4 Golla Sattaiah, S/o. Papaiah,
Kancharam (V), Shamshabad Mandal,
R.R.Dist.
5 Talla Prabhu @ Bollaram Prabhu, S/o. Narasimha,
Sardar Nagar Village, Maheswaram Mandal,
R.R.District. **.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ or writs, order or direction, declaring the action of the Respondent No.1 and 2 in not taking action upon the complaints dt.01.03.2005 submitted by the petitioner against the Respondents No.3 to 5 for their illegal activities of trespassing and transporting of the sand from the land bearing No.Sy.No.195,196,197,199,200 and 203 totally admeasuring Ac.8-29 gts., situated at Sultanpally Village, Shamshabad Mandal, R.R.District, despite granting of injunction orders dt.25.02.2005, as illegal, arbitrary and unconstitutional and consequently direct the respondent No.1 and 2 to register the complaints and take action against the Respondents No.3 to 5 in accordance with law and pass such other order or orders.

Counsel for the Petitioner:MR.VENKAT REDDY THIPPARTHI

Counsel for the Respondents 1 and 2: GP FOR HOME

The Court made the following :

Oral Order:

Heard both sides.

The grievance of the petitioner is that his complaints (reports) made against respondents 3 to 5 are not being registered by respondents 1 and 2 without any reason. It appears that the complaints were lodged by the petitioner with respondents 1 and 2 against the unofficial respondents 3 to 5 on 1.3.2005, 10.3.2005 and 23.3.2005 alleging commission of certain offences by respondents 3 to 5.

Having regard to the facts and circumstances of the case, the official respondents 1 to 2 are directed to take appropriate action for registering the complaints of the petitioner in the matter in accordance with law, if necessary, by conducting the requisite inquiry/ investigation even for the purpose of registering the complaints of the petitioner. In case respondents 1 and 2 find that the complaints are fit for registration, they may register the same and proceed further in the matter strictly in accordance with law.

The writ petition is disposed of accordingly at the admission stage.

D.S.R.VARMA,J

April 6, 2005

KRK/JSU

To

1. The Asst.Commissioner of Police, Rajendranagar, Rangaredy District.
2. The Station House Officer,Shamshabad Police Station, Shamshabad, Rangareddy District.
3. Two CCs to the Government Pleader for Home, High Court Buildings, Hyderabad.
4. 2 CD copies

The Hon’ble Sri Justice D.S.R.Varma

W.P.No.7482 of 2005

6.4.2005